

To: Pellegrini, Janet[pellegrini.janet@epa.gov]
From: Hess, Catherine
Sent: Fri 5/13/2016 12:44:06 PM
Subject: RE: Qs re New NPDES GP implementation
[IC13-18-3-15.pdf](#)

Janet:

Sorry for the delayed response. I was in and out of the office for a couple of weeks and I'm still catching up on my emails. We are still in the process of transitioning the facilities who were already covered by the general permits-by-rule at the time that the rule change became effective and we issued the new general permits. One of my key staff who processes the NOIs was out of the office on an extended medical leave, which contributed to the delays. The statute (IC 13-18-3-5, see attached) which enabled us to do this contains language which says

“Any person regulated under an NPDES general permit on the effective date of the amendment [of 327 IAC 5 and 15] must:

- (1) Submit a notice of intent described in subsection (c) not later than ninety (90) days after the department makes the form of the notice of intent available to the person; or
- (2) Apply for an NPDES individual permit under 327 IAC 5 to maintain permit coverage required under the Clean Water Act.”

So we are implementing a controlled process of officially making the new NOI form available to the existing permittees. We plan to complete this process this calendar year for all of the facilities covered by the 5 general permits.

Catherine

From: Pellegrini, Janet [mailto:pellegrini.janet@epa.gov]
Sent: Wednesday, May 04, 2016 4:25 PM
To: Hess, Catherine
Subject: Qs re New NPDES GP implementation

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Catherine,

I have a couple of questions that regard IDEM's general permit program interim conversion implementation.

IDEM's five GP Sectors completed to date are: NC Cooling Water, Petroleum Products Terminals, Sand & Gravel Operations, GW Petroleum Remediation and Hydrostatic Testing of Commercial Pipelines.

Given that IDEM has these 5 sectors that have completed the drafting and approval of administratively issued NPDES general permits in place of the permit by rule issuance of NOIs. And also that the Indiana Administrative Code language changes were made to allow those 5 sectors to move forward and be issued as regular general permits, while the other 5 sectors are being drafted. I have a couple of questions to understand the status of permit coverage & reissuance of NOIs in these sectors.

What I would like to get clarification on is:

- 1) Have all of those completed 5 GP sector permittees been notified that they must reapply for coverage for all existing discharges under the new admin-issued general permit by a date certain, at which time their NOI coverage under the permit by rule expires? If so, what is that expiration or deadline date by which they must reapply?
- 2) What was the effective date of notification to the permittees where all new NOIs in these 5 GP sectors began to be processed under the admin-issued NPDES general permits which has the 5 year permit term?

It may be that once you respond I will have follow up question or two, but at this point I just need to understand how these converted sectors are being handled.

Thanks much,

Janet

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“Those who dwell, as scientists or laymen, among the beauties and mysteries of the earth, are never alone or weary of life.”

— Rachel Carson